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BUSINESS OBJECTS, S.A.

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

BUSINESS OBJECTS, S.A.,

Plaintiff,

v.

MICROSTRATEGY, INC.

Defendant.

Case No. C 01-03908 CRB

**PLAINTIFF BUSINESS OBJECTS,
S.A.'S NOTICE OF APPEAL TO
THE FEDERAL CIRCUIT COURT
OF APPEALS**

Plaintiff Business Objects, S.A., hereby appeals to the Federal Circuit Court of Appeals the judgment of noninfringement entered in this patent case on August 29, 2003. Jurisdiction over this appeal is proper under 28 U.S.C. § 1295.

Plaintiff will timely notify the Court of Appeals if and when the resolution of its Fed. R. Civ. P. Rule 59(e) motion to vacate the judgment, which is now pending in the District Court, effectuates this notice of appeal. Fed. R. App. P. Rule 4(a)(4)(A)(iv), (B)(i).

DATED: September 29, 2003

Respectfully Submitted,

TOWNSEND AND TOWNSEND AND CREW LLP

By: 

Daniel J. Furniss

Attorneys for Plaintiff
BUSINESS OBJECTS, S.A.

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PROOF OF SERVICE

I hereby certify and declare under penalty of perjury that the following statements are true and correct:

1. I am over the age of 18 years and am not a party to the within cause. My business address is 379 Lytton Avenue, Palo Alto, California 94301.

2. I am familiar with my company's mail collection and processing practices, know that said mail is collected and deposited with the appropriate overnight delivery service or with the United States Postal Service on the same day it is deposited in interoffice mail, and know that postage thereon is fully prepaid.

3. Following said practice, on September 29, 2003 I served by United States Mail, addressed to the following, a true copy of the attached document(s) titled

**PLAINTIFF'S BUSINESS OBJECTS, S.A.'S NOTICE OF APPEAL TO THE
FEDERAL CIRCUIT COURT OF APPEALS**

by placing them in an addressed, sealed envelope, postage pre-paid and depositing said envelope in regularly maintained interoffice mail to the following:

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EXECUTED this 29th day of September, 2003, at Palo Alto, California.


Nahid Ghafari